

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

JAMES M. UPTHEGROVE,

Petitioner,

v.

SGT. KUKA and
C.O. MUHE,

Respondents.

ORDER

05-C-153-C

Plaintiff has moved the court for an enlargement of time in which to oppose defendants' motion for summary judgment. According to plaintiff, he did not receive defendants' motion until November 10, 2005, nearly two weeks after defendants filed it with the court. This is because he was transferred recently to the Green Bay Correctional Institution, and defendants mailed their motion to plaintiff at the Jackson Correctional Institution, where plaintiff previously was incarcerated. Plaintiff's request will be granted.

ORDER

IT IS ORDERED that plaintiff may have an enlargement of time to December 14,

2005, in which to serve and file a brief, a response to defendants' proposed findings of fact and evidentiary materials in opposition to defendants' motion for summary judgment. Defendants may have until December 28, 2005, in which to serve and file a reply.

Entered this 30th day of November, 2005.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge